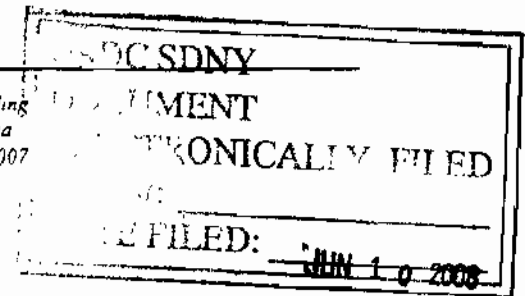




United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

June 4, 2008



By Fax (212) 805-6737

The Honorable George B. Daniels
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

SO ORDERED
George B. Daniels
GEORGE B. DANIELS
JUN 09 2008

Re: *United States v. David Wilkins, et al.*, S1 07 Cr. 566 (GBD)

Dear Judge Daniels:

At the last pretrial conference in the above-referenced matter on March 6, 2008, the Court informed the parties that it would set a trial date at the next conference, which is scheduled to take place on Tuesday, June 10, 2008, at 9:45 a.m., for any defendants who did not intend to plead guilty in this case. Since the March 6, 2008 conference, the Government has been in active and fruitful negotiations with several defendants regarding a disposition of the case. As Your Honor knows, two of those defendants, Horace Hedgepeth and Robin McMahon, have already pleaded guilty, and another defendant, Keith Clark, is scheduled to plead guilty on June 11, 2008. In addition, the Government is in the final stages of plea discussions with counsel for defendants Tory Delaney, Shanta Brown, and James Gilliard, and expects each of these defendants to plead guilty in the near future and not proceed to trial. As a result, the only defendants who do not appear likely to resolve their case short of trial are David Wilkins, Terrence McGee, and Jamar Jones. Accordingly, with the consent of counsel for each of the following defendants, the Government respectfully requests that the Court excuse Keith Clark, Tory Delaney, Shanta Brown, and James Gilliard from the conference on Tuesday.

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney
Southern District of New York

By:

J. P. Facciponti
Joseph P. Facciponti/Avi Weitzman
Assistant United States Attorneys
212-637-2522/1205

cc: Defense Counsel (see attached list)

Counsel List	
<u>Counsel For David Wilkins</u> Toni Messina 100 Lafayette Street, Suite 502 New York, NY 10013 tonimessinalaw@aol.com W: 646-207-4705 F: 212-571-5507	<u>Counsel for Keith Clark</u> Gary G. Becker 200 West 57 th Street, Suite 900 New York, NY 10019 W: 212-981-1980 F: 212-214-0901
<u>Counsel for Terrence McGee</u> Louis R. Aidala 597 Fifth Avenue, 9 th Floor New York, NY 10017 lraidala@aol.com W: 212-750-9700 F: 212-750-8297	<u>Counsel for Horace Hedgepeth, aka Monte</u> Edgardo Ramos Day Pitney LLP 7 Times Square New York, NY 10036-7311 email: eramos@daypitney.com T: 212-297-2452 F: 212-916-2940
<u>Counsel for Shanta Brown</u> Amelio P. Marino Marino & Veneziano 163 West 71st. Street New York, NY 10023 212 873 7297 Fax: 212-721-9060 Email: amelio@manhattanlaw.info	<u>Counsel for Jamar Jones</u> Irving Cohen 233 Broadway, suite 2701 New York, NY 10279 icohenlaw@msn.com W: 212-964-2544 C: 917-863-8191 F: 212-732-1339
<u>Counsel for Tory Delaney</u> Steven K. Frankel Frankel, Rudder & Lowery 319 Broadway, 5 th Floor New York, NY 10007-1187 frankelrudd@aol.com W: 212-732-0001 C: 917-833-1732 F: 212-732-8460	<u>Robin McMahon, a/k/a "Marlon"</u> Ira D. London Suite 1900, 245 Fifth Avenue New York, New York 10016 iradlondon@aol.com T: 212-683-8000 F: 212-683-9422
<u>Counsel for James Gilliard</u> Martin J. Seigel 150 Broadway, Suite 1400 New York, NY 10038 mart2u@aol.com W: 212-349-9190 F: 212-349-1451	